



Entered on Docket
September 09, 2011

Hon. Linda B. Riegle
United States Bankruptcy Judge

LEWIS AND ROCA LLP

Robert M. Charles, Jr. (NV 6593)
John Hinderaker (AZ 018024)
Marvin Ruth (NV 10979)
3993 Howard Hughes Parkway, Ste. 600
Las Vegas, Nevada 89169-5996
Telephone (702) 949-8320
Facsimile (702) 949-8321
Email: rcharles@lrlaw.com
jhinderaker@lrlaw.com
mruth@lrlaw.com

Attorneys for USACM Liquidating Trust

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR
Chapter 11

**Order Sustaining Eleventh Omnibus
Objection Of USACM Trust To Proofs Of
Claim Based In Whole or In Part Upon
Investment In The Eagle Meadows Loan;
Except for Proof of Claim of Roy R. and
Nancy Ventura, and Notice of Hearing
Thereon**

Hearing Date: July 26, 2011
Hearing Time: 1:30 p.m.

The Court having considered the "Eleventh Omnibus Objection Of USACM Trust To Proofs Of Claim Based In Whole or In Part Upon Investment in The Eagle Meadows Loan." ("Eagle Meadows Loan") [DE 8570] (the "Objection"); the Court having heard the Objection on July 26, 2011; appropriate notice of the Objection having been given; an information response having been received by Roy R. and Nancy Ventura, Proof of Claim

1 10725-00638 and 10725-00639; (the “Ventura Claims”) no other response to the Objection
2 having been filed; the Court noting on the record that the disallowance of the Claims listed
3 on **Exhibit A** does not affect the direct lenders’ right to repayment by the borrower or from
4 the collateral securing the Eagle Meadows Loan; and good cause appearing:

5 **IT IS ORDERED** that:

- 6 1. The Objection [DE 8570] is sustained in part; and
7 2. The claims listed on **Exhibit A** attached, except for the Ventura claims, are
8 disallowed to the extent those claims are based upon an investment in the Eagle Meadows
9 Loan.
10 3. The Ventura claims are hereby continued for hearing on September 30, 2011
11 at 9:30 a.m. and Notice is hereby given.

12
13 PREPARED AND RESPECTFULLY SUBMITTED BY:

14 **LEWIS AND ROCA LLP**
15

16 By /s/ John Hinderaker (AZ #018024)

17 Robert M. Charles, Jr.

18 John Hinderaker (*pro hac vice*)

3993 Howard Hughes Parkway, Ste. 600

19 Las Vegas, Nevada 89169-5996

20 Telephone: (702) 949-8320

Facsimile: (702) 949-8321

21 *Attorneys for USACM Liquidating Trust*

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1 LOCAL RULE 9021 CERTIFICATION

2 In accordance with LR 9021, counsel submitting this document certifies that the order
3 accurately reflects the court's ruling and that (check one):

4 _____ This Court has waived the requirement set forth in LR 9021(b)(1).

5 _____ No party appeared at the hearing or filed an objection to the motion.

6 XXX I have delivered a copy of this proposed order to all counsel who
7 appeared at the hearing, and any unrepresented parties who appeared
8 at the hearing, and each has approved or disapproved the order, or
9 failed to respond, as indicated below [list each party and whether the
document]:

10 Counsel appearing: _____

11 _____ I certify that this is a case under Chapter 7 or 13, that I have served a
12 copy of this order with the motion pursuant to LR 9014(g), and that
no party has objected to the form or content of the order

14 U.S. Trustee: _____	
15 <input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
16 <input checked="" type="checkbox"/> waived the right to review the 17 order and/or	<input type="checkbox"/> failed to respond to the document
18 Other Party: <u>Roy R. and Nancy Ventura</u>	
19 <input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
20 <input type="checkbox"/> waived the right to review the order and/or	<input checked="" type="checkbox"/> failed to respond to the document

21 s/Roy R. Ventura s/ Nancy Ventura22 US. Embassy - Jakarrta
23 Jarkata, Indonesia24 s/ Submitted by:
25 LEWIS AND ROCA LLP26 By: /s/ John Hinderaker. (AZ #018024)
Attorneys for USACM Liquidating Trust

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**USA CM Trust
Eagle Meadows
Multiple Loan Claims**

Claim	Date Claim was Filed	Name	Address	Total Claim Amount	Approximate Amount Subject to Objection Because it Relates to an Investment In the Eagle Meadows Development Loan	
					Contingent/Unliquidated	Contingent/Unliquidated
10725-01169	1/10/2006	Tomlin, Donald S	Donald S & Dorothy R Tomlin Tee 7145 Beverly Glen Ave Las Vegas, NV 89110-4228	2,779,806.00	102,400.00	50,000.00
10725-02416	1/22/2007	Topp, Gerry	Po Box 3008 Grass Valley, CA 95945	521,406.20		
+10725-00639	10/19/2006	Ventura, Roy	American Embassy Jakarta Unit 8135 Bksid FPO AP 96520		155,828.26	50,000.00
+10725-00638	10/19/2006	Ventura, Roy R & Nancy B	American Embassy Jakarta Unit 8135 Bksid FPO AP 96520		155,828.26	50,000.00
10725-01885	1/8/2007	Violet, Melody J	Po Box 2201 Vista, CA 92085	Contingent/ Unliquidated	Contingent/ Unliquidated	Contingent/ Unliquidated
10725-00148	8/15/2006	Welcher, Andrew	C/O William E Winfield Esq Nordman Cormany Hair & Compton LLP 1000 Town Center Drive, 6 th Floor Oxnard, CA 93030	Contingent/ Unliquidated	Contingent/ Unliquidated	Contingent/ Unliquidated
10725-00950	11/2/2006	Woody Contracting Inc	63210 Mckenzie LN Summerville, OR 97876	330,750.00	100,000.00	
10725-02309	1/13/2007	World Links Group LLC	C/O Leo G Mantas 7440 S Blackhawk St. #12208 Englewood, CO 80112	396,000.00	50,000.00	
10725-01283	1/10/2006	X Factor Inc	4012 South Rainbow Blvd. Suite D92 Las Vegas, NV 89103-2010	Unknown	Unknown	
10725-00961	11/1/2006	Yerushalmi, Mazal	8904 Greensboro Ln Las Vegas, NV 89134-0502	314,598.00	150,000.00	

EXHIBIT A